

MEADOR WEAKENS.

Cited to Appear For Contempt of Court.

He Concludes to Surrender the Position He Usurped.

Tom Hughes Is Now in Possession of the Office of Territorial Auditor—An Agreed Order Made.

Auditor Tom Hughes called upon J. F. Meador to surrender the office that he had been convicted of usurping Monday, and Mr. Meador refused to give up.

Subsequently Mr. Meador changed his mind and surrendered. He had no desire to be adjudged guilty of contempt of court.

The judgment under which Mr. Meador was called upon to surrender was delivered on Monday in the District Court, and was in language as follows:

"The Territory of Arizona upon the relation of Clark Churchill, Attorney-General, vs. J. F. Meador.

"This cause having come regularly on for trial before the court, Clark Churchill, Attorney-General, appearing in behalf of plaintiff and H. N. Alexander for defendant, the cause was finally submitted, and upon an agreed statement of facts, and after due deliberation the court renders its decision and adjudge that the defendant, J. F. Meador, is usurping, intruding into and unlawfully holding the office of Auditor of the Territory of Arizona, that said defendant is excluded from said office and that he pay the costs of this action.

"Wherefore it is ordered, adjudged and declared that J. F. Meador is guilty of usurping and unlawfully holding a public office, that defendant has no right or title to such office, or to any of the honors or emoluments thereof; that defendant be excluded from said office; that he desist from claiming to be entitled to said office or any of the rights or emoluments thereof; that he refrain from exercising any of the functions of that office and that he surrender and deliver the same, together with all things incident or pertaining thereto, to the proper constituted authorities.

"And it is further ordered that the plaintiff do have and recover from defendant his costs and disbursements herein."

Immediately upon the making of this order, Auditor Hughes made a demand upon Mr. Meador for the surrender of the office, with which demand the latter refused to comply, the result being the filing with Clerk Stout of the following affidavit made by Mr. Hughes:

"In the District Court of the second judicial district, Territory of Arizona, County of Maricopa.

"The Territory of Arizona, upon the relation of Clark Churchill, Attorney-General, plaintiff, vs. J. F. Meador, defendant.

"Thomas Hughes, being first duly sworn, says: That he is the duly appointed, qualified and acting Territorial Auditor of, in and for the Territory of Arizona; that he was such at all times hereinafter mentioned; that heretofore, to-wit, on the 27th day of May, 1890, at Phoenix, County of Maricopa, Territory of Arizona, said Thomas Hughes as such Territorial Auditor did duly demand of J. F. Meador, the defendant in the above entitled action, that he, the said Meador, then and there deliver to said Hughes all things incident or pertaining to the office of Territorial Auditor; that said Meador is informed and believes, and so says, that the said Meador did then and there have in his possession certain books, papers and documents incident to and pertaining to said office, also a certain seal belonging to said office, and Meador says that to surrender those books and papers and that seal, or any of them, the said Meador did then and there refuse, and he still refuses; that said Hughes as such Territorial Auditor is authorized in behalf of the Territory to have and enjoy the office of Auditor, with all the honors and emoluments thereof, and said things, to-wit: the books, papers, documents and seal pertaining to said office; and Meador said that at the time of the making of said demand as hereinbefore set forth, the Meador explained to said Meador the judgment heretofore rendered in said court and exhibited to said Meador a copy thereof, and that the refusal of said Meador is and was in violation of the commands of that judgment and in contempt of this honorable court.

"Wherefore Meador prays that an order be made directing said Meador to appear before this honorable court at some time and place to be fixed by the court, and show cause, if any he has, why he should not be punished for contempt. (Signed) THOMAS HUGHES."

Upon the filing of this affidavit, Judge Kilby at once made an order citing Meador to appear before him at 5:30 p. m. yesterday, and show cause why he should not be punished for contempt.

Promptly at the hour named, the holdover Auditor was present in court with his attorney, Alexander, and at once testified his willingness to surrender the office. An agreed order was therefore made that Meador should turn over the office to Hughes, which he proceeded at once to do, the contempt proceeding being thereupon dismissed.

A Good One.

(The San Diegoan.)

The San Diegoan has received the first two or three copies of THE ARIZONA REPUBLICAN, published at Phoenix. The paper says it is to be published by THE REPUBLICAN Publishing Company, but private information is to the effect that the publishers are C. O. Ziegenfuss and Ed. S. Gill, formerly of this city. The paper is by far the best in a news way that was ever received from Arizona, and as Arizona is a neighbor of ours, we are glad to see it coming on in a newspaper way. Whether our friends Zieg. and Gill are really publishing the paper or not, the fact remains that it is a good one, and just the kind of paper they would print if they printed any.

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